

ABC PROCESS SERVICE, INC.  
Attorney:  
JOHN WARE UPTON, ESQ.  
Index No. 07CIV11329  
Date Filed / /  
Office No. JWU011POLICE

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DARRYL PETTEWAY

(PLAINTIFF)

against

(DEFENDANT)

THE CITY OF NEW YORK, A MUNICIPAL ENTITY, ETAL;

STATE OF NEW YORK, COUNTY OF NEW YORK SS:

SCHADRAC LAGUERRE being duly sworn deposes and says:

I am over 18 years of age, not a party to this action and reside in the State of New York:

That on the 8 day of January 2008 at 12:19 PM , at

ONE POLICE PLAZA;NY, NY 10038

I SERVED the EFC CASE COMPLAINT AND DEMAND FOR JURY TRIAL upon RAYMOND KELLY,

the defendant herein named by delivering to and leaving a true copy of said EFC CASE COMPLAINT AND DEMAND FOR JURY

with a person of suitable age and discretion: to wit MS. LISA MOORE, AUTHORIZED TO ACCEPT

Deponent described Person served as aforesaid to the best of deponents ability at the time and circumstances of service as follows:

Sex FEMALE , Color BLACK, Hair BLACK, app.age 30 YRS, app.ht 5'7", app.wt 160 LBS

That on the 16 day of January 2008 I deposited in the U.S. mails a true copy of the EFC CASE COMPLAINT AND DEMAND FOR JURY TRIAL

properly enclosed and sealed in a post-paid wrapper addressed to the said defendant at the aforementioned

(B) (place of business marked personal and confidential)

ONE POLICE PLAZA;NY, NY 10038

BY FIRST CLASS MAIL. AND NOT BEARING ANY IDENTIFICATION TO A LAWSUIT.

That at the time of service aforesaid, I asked Person so served or Person spoken to whether the defendant herein was in the military service of the State of N.Y. or the United States and received a negative reply. Upon information and belief based upon the conversation and observation as aforesaid I aver that the defendant is not in the military service of the State of N.Y. or the United States as that term is defined in the statutes or the State of N.Y. or the Federal Soldiers and Sailors Civil Relief Act.

SWORN to before me this 16  
day of January2008

JAY BRODSKY  
Notary Public, State of New York  
No. 31-4688271  
Qualified in New York County  
Commission Expires Feb 2, 2011

SCHADRAC LAGUERRE  
License No.: 1021952

:bb